



A BILL FOR AN ORDINANCE

RELATING TO TRANSIT.

BE IT ORDAINED by the People of the City and County of Honolulu:

SECTION 1. Findings and Purpose.

Honolulu has initiated a major mass transit project that will add a fixed guideway to the city's current public transit system. With the eventual addition of fixed guideway vehicles and transit stations to the city's transit buses, ferries, special transit vehicles, bus stops, bus transit centers, park-and-ride facilities and other transit properties, the council finds that the provision of public transit services requires a code of conduct to ensure the safety, security, comfort and convenience of public transit users.

The purpose of this ordinance is to regulate activities on city transit properties, including public transit vehicles and passenger facilities.

SECTION 2. Section 13-1.1, Revised Ordinances of Honolulu 1990, is amended to read as follows:

"Sec. 13-1.1 Definitions.

Except as otherwise provided, for the purposes of this chapter:

"Bus" means a motor vehicle designed for carrying more than 10 passengers and used for the transportation of persons. The term shall not include a vehicle designed for operation on a fixed rail guideway.

"Bus management services contractor" means the private, nonprofit corporation which, on March 31, 1997, held the contract to manage the city bus system.

"Bus pass" means a card, ticket or similar document distributed as approved by the department that entitles the holder to unlimited rides on the city transit bus and city ferry system for the duration specified on the pass.

"Bus personnel" means personnel employed by the transit management services contractor exclusively or predominantly for the operation and maintenance of the city bus system.

"Bus stop" means any bus stop listed in Schedule XXV of Chapter 15.

"Child" means any person five years of age or younger.



A BILL FOR AN ORDINANCE

"City bus system" means the public mass transit service provided by the city through the use of buses. The term includes:

- (1) Regularly scheduled public mass transit service provided through the use of buses operating over fixed routes; or
- (2) Periodic or specially scheduled public mass transit service provided through the use of buses for special events.

"City ferry" means a ferry used in the city ferry system.

"City ferry system" means ferry service provided by the city through the use of ferries. The term includes:

- (1) Regularly scheduled ferry service provided through the use of ferries operated over state waterways in accord with the state boating law, and federal statutes and regulations governing vessel navigation.
- (2) Periodic or specially scheduled ferry service provided through the use of ferries for special events.

"City fixed guideway system" means the public mass transit service provided by the city through the use of fixed guideway vehicles traveling on a fixed guideway.

"City transit bus" means a bus used in the city bus system and owned by:

- (1) The city; or
- (2) A contractor with the city.

"Department" means the [department of transportation services.] department, agency, or authority that is responsible for the provision of public transit services.

"Director" means the director of [transportation services or designated representative.] the department or the director's designee. As appropriate to the circumstances, approval by the director shall include approval by [designated representatives.] the director's designee.

"Disability" shall have the same meaning ascribed to that term in 49 CFR Section 37.3, as the same may from time to time be amended.



A BILL FOR AN ORDINANCE

"Driver," "operator," and "agent" means drivers of transit vehicles, operators of ferries, and agents of the transit system, whether engaged as employees or contractors of the city.

"Ferry" means a marine vessel designed for carrying passengers and used for their transportation across water.

"Ferry management services contractor" means the private entity hired by the city to provide ferry services.

"Ferry personnel" means persons employed by the ferry management services contractor for operations and maintenance of city ferries.

"Ferry terminal" means the docks, piers or other facilities used by the city ferry to board and deboard passengers.

"Fixed guideway vehicle" means any vehicle used in a fixed guideway system.

"Health care professional" includes a clinical social worker, occupational therapist, physiatrist, physical therapist, rehabilitation specialist, medical physician, registered nurse, psychologist or similar professional duly licensed to practice in the State of Hawaii.

"Identification card" includes the following:

- (1) Paratransit eligibility identification cards distributed as approved by the department for the duration as indicated on the card;
- (2) Employee identification cards distributed and approved by the transit management services contractor for the duration indicated on the card;
- (3) Student, Honolulu police department officers, and generally accepted photo identification cards issued by respective agencies and schools as indicated on the card;
- (4) Identification cards for persons with a permanent or temporary disability under Section 13-2.2; or
- (5) Identification cards for senior citizens.

"Individual with a disability" shall have the same meaning ascribed to that term in 49 CFR Section 37.3, as the same may from time to time be amended.



A BILL FOR AN ORDINANCE

"Park-and-ride facility" means any facility established or designated pursuant to Sections 13-6.1(d) and 13-10.1(d).

"Personal care attendant" means a person designated or employed specifically to help a person with a disability meet his or her personal needs and without whom the person with a disability would not be able to ride.

"Senior citizen" means a person 65 years of age or older.

"Service animal" shall have the same meaning as ascribed to that term in 49 CFR Section 37.3, as the same may from time to time be amended.

"Special transit service" means the public transit service which supplements the city bus system to serve persons who are paratransit eligible according to the Americans with Disabilities Act of 1990 (ADA); CFR 49, Part 37, Subpart F, Section 37.123 or persons certified as eligible by the department.

"Special transit service personnel" means personnel employed by the transit management services contractor exclusively or predominantly for the operation and maintenance of the special transit service.

"Special transit service vehicle" means a vehicle owned by the city and used in the special transit service.

"Supplemental bus service" means the public mass transit service provided by the city to supplement the city bus system.

"Supplemental special transit service" means the public transit service provided by the city to supplement the special transit service.

"Transit facility" means any transit passenger facility including a city bus stop, transit station, park-and-ride facility, and ferry terminal.

"Transit management services contractor" means the private, nonprofit corporation contracted in accordance with this chapter to manage, operate, and maintain the city bus system and special transit service, except where the city otherwise provides supplemental bus service or supplemental special transit service.

"Transit property" includes any transit vehicle and transit facility used in the transit system.

"Transit station" means any station developed pursuant to Chapter 13, Article 9.



A BILL FOR AN ORDINANCE

"Transit system" means the city bus system, the city ferry system, the special transit service and the city fixed guideway system.

"Transit vehicle" means any transit passenger vehicle including a bus, special transit service vehicle, ferry and fixed guideway vehicle."

SECTION 3. Section 13-3.1, Revised Ordinances of Honolulu 1990, is repealed.

[“Sec. 13-3.1 Activities prohibited on transit buses, on ferries, and special transit service vehicles—Authority of drivers—Violations.

(a) For purposes of this section:

“Disability” shall have the same meaning ascribed to that term in 49 CFR Section 37.3, as the same may from time to time be amended.

“Individual with a disability” shall have the same meaning ascribed to that term in 49 CFR Section 37.3, as the same may from time to time be amended.

“Service animal” shall have the same meaning as ascribed to that term in 49 CFR Section 37.3, as the same may from time to time be amended.

“Transit system” includes the department and the entity or entities that operate the city bus system and the city ferry system and special transit service.

(b) It shall be a violation of this section for a person, who is doing or has done any of the following activities on a city transit bus or city ferry or special transit vehicle, to either refuse or fail to immediately cease and desist from doing any of the following activities after being requested to do so by the driver, the ferry operator or another agent of the transit system, or any police officer, or to fail or refuse to immediately exit a city transit bus or city ferry or special transit vehicle if requested to do so by the driver of the bus or vehicle, or operator of the ferry or another agent of the transit system, or a police officer:

(1) Consuming any form of food or beverage or carrying or possessing any food or beverage in a container other than a container that is tightly closed, covered or packaged so as to minimize the possibility of accidental spillage when the container is shaken or dropped; provided that nothing contained in this subdivision shall be construed as prohibiting the carrying or possession of groceries in a suitable bag or other container;



A BILL FOR AN ORDINANCE

- (2) Using or playing any electronic device, musical instrument, or other sound-producing or sound-emitting device:
- (A) Unless the device is connected to a headphone or earphone which limits the sound produced or emitted to the individual user; or
- (B) In the case of a telephone, cell phone, pager, or other two-way communication device, unless it is placed on "silent" or "vibrate" mode which prevents the sound produced or emitted from being audible to other passengers.

Nothing contained in this subdivision shall be construed as prohibiting the driver of the bus or vehicle or the operator of the ferry from using or playing such devices for official business, or as prohibiting passengers from using telephones and pagers for communication purposes; provided they are used in accordance with subdivision (b)(2)(A) and (B). As used in this subdivision, "electronic device" includes but is not limited to televisions, radios, recording devices, portable stereos, electronic games, telephones, cell phones, walkie-talkies, and pagers;

- (3) Carrying or possessing any live animals, except a service animal properly harnessed and accompanied by the individual with a disability owning the service animal or to whom the service animal has been furnished, and except for small animals properly kept in enclosed containers; provided that nothing contained in this subdivision shall be construed as prohibiting a police officer from carrying or possessing an animal used for law enforcement purposes;
- (4) Discarding, disposing of, placing, throwing, or dropping any litter, as defined in HRS Section 339-1, in or from the bus or vehicle or the ferry, except into receptacles designated for that purpose;
- (5) Failing or refusing to vacate seats designated as priority seating for elderly or disabled passengers or the fold-down or other movable seat area designated for wheelchair securement, when requested to do so by the driver, the ferry operator or any other agent of the transit system, or a police officer; provided that nothing contained in this subdivision shall be construed as requiring other elderly or disabled passengers to vacate seats designated as priority seating for elderly or disabled passengers; and provided further that nothing contained in this subdivision shall be construed as requiring the driver or the ferry operator or other agent of the transit system to enforce a



A BILL FOR AN ORDINANCE

request that other passengers move from the priority seating area or wheelchair securement area;

- (6) Carrying or possessing any flammable, combustible, explosive, corrosive, or highly toxic liquid or other substance, article or material which is likely to cause harm to others or to emit any foul or noxious dust, mist, fume, gas, vapor, or odor; provided that nothing contained in this subdivision shall be construed as prohibiting a person from carrying or possessing any match or any cigar, cigarette, or pipe lighter, which is not lighted or smoldering;
- (7) Spitting, expectorating, urinating or defecating in, on or from the bus or vehicle or the ferry; provided that nothing contained in this subdivision shall be construed as applying to any person who cannot comply with this subdivision as a result of a disability, age, or a medical condition;
- (8) Obstructing, impeding, hindering, interfering with or otherwise disrupting the safe and efficient operation of the bus or vehicle or ferry or any driver or ferry operator or other agent of the transit system in the performance of that individual's official duties;
- (9) Boarding the bus through the rear exit door, unless directed to do so by the driver, any other agent of the transit system, or a police officer; or
- (10) When boarding a bus or ferry or special transit vehicle:
 - (A) Knowingly failing or refusing to pay the applicable fare for transportation on the bus or vehicle or the ferry in cash or, if available, through the use of tokens, coupons or approved cards in the required manner; or
 - (B) Presenting a pass, transfer, badge or other fare medium for transportation on such bus or ferry or special transit vehicle, when the person presenting such fare medium knows it has not been provided, authorized, or sold by or for the transit system, or knows that the pass, transfer, badge or other fare medium is not valid for the place, time and manner in which it is presented, or knows that presentation of the pass, transfer, badge or other fare medium violates a restriction on the transfer or use of such fare medium imposed by city ordinances or rules.



A BILL FOR AN ORDINANCE

- (c) The driver of any city transit bus or operator of any city ferry or special transit service vehicle or any other agent of the transit system or any police officer may refuse to allow any person to board the bus or vehicle or ferry:
- (1) When the person appears to be intoxicated on liquor or drugs;
 - (2) When the person is engaged in activities that, if such activities occurred in the bus or vehicle or ferry, would violate the provisions of subsection (b) if conducted in violation of the request of the driver, agent, or police officer;
 - (3) When the person is engaged in activities that, if such activities occurred in the bus or vehicle or ferry, would violate any other law or ordinance;
 - (4) When it appears that the person intends to engage in any of the activities referred to in subdivision (2) or (3) in the bus or vehicle or ferry; or
 - (5) When the person is a child who is not accompanied by a fare-paying passenger, a city employee, or an employee of the transit management services contractor or ferry management services contractor.

In addition, the driver of any city transit bus or operator of any city ferry or special transit service vehicle or any other agent of the transit system may refuse to transport any such person who has already boarded the bus or vehicle or ferry and the driver, operator, agent or any police officer may cause such person to be ejected from the bus or vehicle or ferry. It shall be a violation of this section for a person to board a city transit bus or city ferry or special transit service vehicle after being requested not to do so by the driver, operator, another agent of the transit system or police officer for the reasons specified in this subsection, or for a person to refuse or fail to immediately exit a city transit bus or city ferry or special transit vehicle when requested by the driver, operator, another agent of the transit system, or police officer to do so for any of the reasons specified in this subsection.”]

SECTION 4. The title of Chapter 13, Article 3, Revised Ordinances of Honolulu 1990, is amended to read as follows:

**“Article 3. [Activities Prohibited on Public Conveyances]
City Transit Code of Conduct”**



A BILL FOR AN ORDINANCE

SECTION 5. Chapter 13, Article 3, Revised Ordinances of Honolulu 1990, is amended by adding a new Section 13-3.1 to read as follows:

“Sec. 13-3.1 Activities prohibited on transit property.”

(a) The following actions are prohibited in, on or in relation to, all transit properties. For conduct not constituting a violation of another applicable federal, state or city law bearing a greater penalty than is provided under this section, a person who commits one of the following acts in, on or in relation to transit property is in violation of this section and subject to the penalties listed in Section 13-3.3(a).

(1) Consuming any form of food or beverage or carrying or possessing any food or beverage in a container other than a container that is tightly closed, covered or packaged so as to minimize the possibility of accidental spillage when the container is shaken or dropped; provided that nothing contained in this subdivision shall be construed as prohibiting the carrying or possession of groceries in a suitable bag or other container; and except that eating and drinking non-alcoholic beverages are permitted on the city ferry and at all transit facilities.

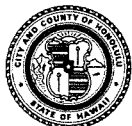
(2) Using or playing any electronic device, musical instrument, or other sound-producing or sound-emitting device:

(A) Unless the device is connected to a headphone or earphone which limits the sound produced or emitted to the individual user; or

(B) In the case of a telephone, cell phone, pager, or other two-way communication device, unless it is placed on “silent” or “vibrate” mode which prevents the sound produced or emitted from being audible to other passengers.

Nothing contained in this subdivision shall be construed as prohibiting passengers from using telephones and pagers for communication purposes; provided they are used in accordance with paragraphs (A) and (B) of this subdivision. As used in this subdivision, “electronic device” includes but is not limited to televisions, radios, recording devices, portable stereos, electronic games, telephones, cell phones, walkie-talkies, and pagers.

(3) Carrying or possessing any live animals, except a service animal properly harnessed and accompanied by the individual with a disability owning the service animal or to whom the service animal has been furnished, and



A BILL FOR AN ORDINANCE

except for small animals properly kept in enclosed containers that do not occupy a seat on transit property, unreasonably disturb others, or obstruct the flow of passenger traffic.

- (4) Discarding, disposing of, placing, throwing, or dropping any litter, as defined in HRS Section 339-1, in or from any transit property except into receptacles designated for that purpose.
- (5) Failing or refusing to vacate seats designated as priority seating for elderly or disabled passengers or the fold-down or other movable seat area designated for wheelchair securement in a transit vehicle, when requested to do so by the driver, operator, agent, or a police officer; provided that nothing contained in this subdivision shall be construed as requiring other elderly or disabled passengers to vacate seats designated as priority seating for elderly or disabled passengers; and provided further that nothing contained in this subdivision shall be construed as requiring the driver, operator or agent to enforce a request that other passengers move from the priority seating area or wheelchair securement area.
- (6) Riding a transit vehicle or using benches, floors or other areas in or on a transit facility for the purpose of sleeping rather than for intended transportation-related purposes.
- (7) Camping in or on transit property; storing personal property on benches, floors or other areas of transit property.
- (8) Extending an object or a portion of one's body through the door or window of a transit vehicle while it is in motion.
- (9) Hanging or swinging on bars or stanchions, with feet off the floor, inside a transit vehicle; hanging onto or otherwise attaching oneself at any time to the exterior of a transit vehicle.
- (10) Engaging in any sport or recreational activities on transit property.
- (11) Rollerskating, rollerblading or skateboarding.
- (12) Riding a bicycle, motorcycle or other vehicle except for the purpose of entering or exiting transit facilities on roadways designed for that use. On transit property, bicycles shall be walked at all times.



A BILL FOR AN ORDINANCE

- (13) Bringing onto a transit vehicle any package or other object that blocks an aisle or stairway or occupies a seat if to do so would, in the transit driver's or operator's discretion, cause a danger to passengers or displace passengers or expected passengers.
- (14) Operating, stopping, standing or parking a vehicle in any roadway or location restricted for use only by transit vehicles or otherwise restricted.
- (15) Parking a vehicle in an approved parking area within a transit facility for more than twenty-four consecutive hours.
- (16) Using a transit facility for residential or commercial parking purposes.
- (17) Performing any non-emergency repairs or cleaning of a vehicle parked within a transit facility.
- (18) Conducting driver training within transit facilities.
- (b) The following actions are prohibited in, on or in relation to, all transit properties. For conduct not constituting a violation of another applicable federal, state or city law bearing a greater penalty than is provided under this section, a person who commits one of the following acts in, on or in relation to transit property is in violation of this section and subject to the penalties listed in Section 13-3.3(b).
 - (1) Throwing or placing hot burning substances or objects such as cigars, cigarettes or the contents of a burning pipe in, upon or in close proximity to any object or structure in a city transit vehicle that is combustible or liable to damage by heat, fire or explosion; provided that nothing contained in this subdivision shall be construed as prohibiting a person from carrying or possessing any match or any cigar, cigarette, or pipe lighter, which is not lighted or smoldering.
 - (2) Carrying, possessing or dumping on transit property any flammable, combustible, explosive, corrosive, or highly toxic liquid, including but not limited to chemicals and automotive fluids, or other substance, article or material which is likely to cause harm to others or to emit any foul or noxious dust, mist, fume, gas, vapor, or odor.
 - (3) Spitting, expectorating, urinating or defecating in, on or from transit property except in restroom facilities, provided that nothing contained in this subdivision shall be construed as applying to any person who cannot comply with this subdivision as a result of a disability, age, or a medical condition.



A BILL FOR AN ORDINANCE

- (4) Obstructing or impeding the flow of a transit vehicle or passenger movement, hindering or preventing access to transit property, causing unreasonable delays in boarding or deboarding a transit vehicle, occupying more than one seat, or in any way interfering with or otherwise disrupting the safe and efficient operation of the transit vehicle or any driver, operator, or agent in the performance of that individual's official duties.
- (5) Boarding the transit vehicle through any designated exit only door, unless directed to do so by the driver, any other agent of the transit system, or a police officer.
- (6) When boarding a transit vehicle:
 - (A) Knowingly failing or refusing to pay the applicable fare for transportation in cash or, if available, through the use of tokens, coupons, passes or approved cards in the required manner; or
 - (B) Presenting a pass, transfer, badge or other fare medium for transportation when the person presenting such fare medium knows it has not been provided, authorized, or sold by or for the transit system, or knows that the pass, transfer, badge or other fare medium is not valid for the place, time and manner in which it is presented, or knows that presentation of the pass, transfer, badge or other fare medium violates a restriction on the transfer or use of such fare medium imposed by city ordinances or rules.
- (7) Unreasonably disturbing others by engaging in loud, raucous, unruly, harmful, abusive or harassing behavior.
- (8) Removing, defacing, destroying or otherwise vandalizing transit property or any signs, notices, or advertisements on transit property, including signs required to be erected by or under the authority of this article.
- (9) Entering nonpublic areas, including equipment rooms, maintenance facilities and corporation yards, except when authorized by the director or when instructed to by an agent of the transit system or any police officer.
- (10) Dumping any materials on transit property, including but not limited to chemicals and automotive fluids.



A BILL FOR AN ORDINANCE

- (11) Throwing an object at transit property or at any person on or in transit property.
- (12) Through words, actions or the use of clothing, insignia or equipment resembling department-issued uniforms and equipment, impersonating a driver, operator or agent.
- (13) Bringing onto transit property odors that unreasonably disturb others or interfere with their use of the transit system, whether such odors arise from one's person, clothes, articles, accompanying animal or any other source.
- (14) Engaging in gambling or any game of chance for the winning of money or anything of value.
- (15) Discharging a laser-emitting device on a transit vehicle, directing such a device from a transit vehicle toward any other moving vehicle or directing such a device toward any driver, operator, or agent.
- (16) Boarding a city transit vehicle after being requested not to do so by the driver, operator or agent, or refusing or failing to immediately exit a city transit vehicle when requested by the driver, operator, agent or police officer for the following reasons:
 - (A) When the person appears to be intoxicated on liquor or drugs; or
 - (B) When the person is engaged or appears to be intending to engage in activities that, if such activities occurred in the transit vehicle, would violate the provisions of subsection (a) or (b)(1) through (15) or any other law or ordinance.
 - (C) When the person is a child who is not accompanied by a fare-paying passenger, a city employee, or an employee of the transit management services contractor or ferry management services contractor."

SECTION 6. Section 13-3.2, Revised Ordinances of Honolulu 1990, is amended to read as follows:

"Sec. 13-3.2 Signs required.

The department shall require the conspicuous display within each city transit [bus, city ferry, and special transit service] vehicle of a sign clearly setting forth all of the



A BILL FOR AN ORDINANCE

prohibitions of Section [13-3.1.] 13-3.1, or to make available on the transit vehicle a brochure, pamphlet or other written document setting forth the city's transit code of conduct that includes a listing of the prohibitions of Section 13-3.1."

SECTION 7. Section 13-3.3, Revised Ordinances of Honolulu 1990, is repealed.

["Sec. 13-3.3 Removal or defacing of signs.

No person shall remove or deface signs required to be erected by or under the authority of this article."]

SECTION 8. Section 13-3.4, Revised Ordinances of Honolulu 1990, is repealed.

["Sec. 13-3.4 Placing lighted objects close to combustible matter.

No person shall throw or place hot burning substances or objects such as cigars, cigarettes or the contents of a burning pipe in, upon or in close proximity to any object or structure in a city transit bus or city ferry or special transit service vehicle which is combustible or liable to damage by heat, fire or explosion."]

SECTION 9. Section 13-3.5, Revised Ordinances of Honolulu 1990, is amended to read as follows:

"[Sec. 13-3.5] Sec. 13-3.3 Penalty and enforcement.

- (a) Any person violating Section [13-3.1(b)(1), (2), (3), (4), or (5)] 13-3.1(a) or aiding, abetting or assisting in any manner whatsoever another person in violating any of such provisions shall, upon conviction thereof, be fined in an amount not exceeding \$100.00 or be imprisoned for a period not exceeding 10 days or be both so fined and imprisoned.
- (b) Any person violating Section [13-3.1(b)(6), (7), (8), (9) or (10), 13-3.1(c), 13-3.3 or 13-3.4,] 13-3.1(b), or aiding, abetting, or assisting in any manner whatsoever another person to violate any of such provisions shall, upon conviction thereof, be fined in an amount not exceeding \$500.00 or be imprisoned for a period not exceeding six months or be both so fined and imprisoned.
- (c) Each day a violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such under this section.
- [(d) Any authorized police officer, upon arresting a person for a violation of this article, shall take the name and address of the alleged violator and shall issue thereto in



A BILL FOR AN ORDINANCE

writing a summons or citation hereinafter described, notifying such person to answer to the complaint to be entered against such person at a place and at a time provided in the summons or citation, except that the officer may make a physical arrest in instances when:

- (1) The alleged violator refuses to provide the officer with such person's name and address or any proof thereof as may be reasonably available to the alleged violator;
 - (2) The alleged violator fails or refuses to immediately cease and desist from such person's prohibited activity or to immediately exit the city transit bus or the city ferry or special transit service vehicle, as determined by the driver of the bus or vehicle, operator of the ferry, and/or other agent of the transit system, or a police officer if the officer is on the ferry or vehicle, after the alleged violator is issued a summons or citation; or
 - (3) The alleged violator has previously been issued a summons or citation for a substantially similar offense within a one-year period.
- (e) There shall be provided for use by police officers a form of summons or citation for use in citing violators of this article where the circumstances do not mandate the physical arrest of such violators. The form of the summons or citation shall be commensurate with the form of other summonses or citations used in modern methods of arrest, so designed to include all necessary information to make the same valid within the laws and rules of the State of Hawaii and the city. The form and content of such summons or citation shall be adopted or prescribed by the administrative judge of the district court; provided that the administrative judge may approve the use of a form of summons or citation previously adopted or prescribed for other offenses and such approval shall be deemed to meet the requirements of this subsection. In every case where a citation is issued, the original of the same shall be given to the alleged violator; provided that the administrative judge of the district court may prescribe that the alleged violator be given a carbon copy of the citation and provide for the disposition of the original and any other copies. Every citation shall be consecutively numbered, and each carbon copy shall bear the same number as its original.]
- (d) Any person violating any of the provisions of Section 13-3.1 or any federal, state or local law may be ordered to leave transit property by a police officer. Failure to immediately comply with such an expulsion order shall be grounds for prosecution for criminal trespass.



CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

ORDINANCE _____
59
BILL _____ (2009)

A BILL FOR AN ORDINANCE

[(f)](e) The provisions of this article are in addition to and shall in no way limit the provisions of any other federal, state or city law, ordinance, or rule.”

SECTION 10. In accordance with HRS chapter 91, the director shall adopt rules having the force and effect of law for the implementation, administration, and enforcement of this article.

SECTION 11. Ordinance material to be repealed is bracketed. New material is underscored. When revising, compiling or printing this ordinance for inclusion in the Revised Ordinances of Honolulu, the revisor of ordinances need not include the brackets, the bracketed material or the underscoring.



CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII


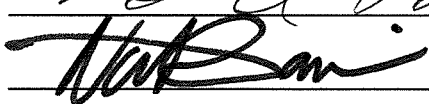
ORDINANCE _____

BILL 59 (2009)

A BILL FOR AN ORDINANCE

SECTION 12. This ordinance shall take effect 180 days after its approval.

INTRODUCED BY:

DATE OF INTRODUCTION:

JUL 23 2009

Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Deputy Corporation Counsel

APPROVED this _____ day of _____, 20____.

MUFI HANNEMANN, Mayor
City and County of Honolulu